IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 31251 of 2006(U)

PETITIONERS:

1. **K.N.DAMODARA PAI, S/O.A.NARAYANA PAI, AGED 44, LAKSHMI NIVAS, T.D.ROAD, ERNAKULAM.**
2. **JAYAKUMAR PAI, S/O.A.NARAYANA PAI, AGED 41, LAKSHMI NIVAS, T.D.ROAD, ERNAKULAM.**

BY ADV. SRI.R.LAKSHMI NARAYAN, SMT.R.RANJINI.

RESPONDENTS:

1. **DY.TAHSILDAR, KANAYANNOOR TALUK, ERNAKULAM, KOCHI-11.**
2. **REVENUE INSPECTOR NO.I., ERNAKULAM VILLAGE, KANAYANNOOR TALUK, ERNAKULAM, KOCHI-11.**
3. **UNION BANK OF INDIA, M.G.ROAD BRANCH, M.G.ROAD, ERNAKULAM REP. BY THE MANAGER.**

BY ADV. SRI.A.S.P.KURUP, SC, UBI, SR. GOVT. PLEADER SMT. SUDHA DEVI.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.31251/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE PAYMENT SLIP ISSUED BY THE R.3. BANK ON 29/05/2006.

EXT.P.2: COPY OF THE NOTICE DTD. 26/06/2006 ISSUED BY THE R.3. BANK.

EXT.P.3: COPY OF THE REVENUE RECOVERY NOTICE DTD. 13/11/2006 ISSUED BY THE R.1.

//TRUE COPY//

prv.

K.BALAKRISHNAN NAIR,J.

WP(C)NO.31251 OF 2006-U

Judgment

The petitioners have approached this Court, challenging Ext.P3 revenue recovery notice, proposing to recover an amount of Rs.46,056/-. According to the petitioners, the principal amount will come to only Rs.14,364/- as evident from Ext.P2 notice. So, excessive interest is claimed, which has resulted in exorbitant claim of Rs.46,056/-, it is submitted.

2. I heard the learned Standing Counsel for the third respondent also. The third respondent is directed to furnish a statement of accounts to the petitioner within two weeks from today. The petitioner may pay the amount due in six equal monthly instalments, starting from 30.04.2007. Further recovery shall be made, if only the petitioners commit default in paying any of the instalments. If the petitioners have any objection regarding the amount claimed, they will be free to move the competent Civil Court for appropriate reliefs and if so advised, they need not pay the amount in instalments.

The Writ Petition is disposed of as above.

23.03.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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